

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ORANGE UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2012060974

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On June 25, 2012, Parent on behalf of Student (Student) filed a Due Process Hearing Request (complaint), naming the Orange Unified School District (District). On October 2, 2012, Student filed a Request to Amend the Due Process Hearing Request (amended complaint). On October 2, 2012, the District filed a Declaration of Non-opposition to Student's request.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. § 1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. § 1415(c)(2)(E)(ii).)

Student's Request to Amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Dated: October 03, 2012

/s/

JUDITH PASEWARK

Administrative Law Judge

Office of Administrative Hearings